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State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil Gas and Mining

JOHN R. BAZA
Division Director

May 11, 2007

CERTIFIED RETURN RECEIPT
7004 2510 0004 1824 4509

Rick York
Intrepid Potash – Wendover LLC
Highway 279 Potash Road
P.O. Box 1208
Moab, Utah 84532

Subject: Second Review of Notice of Intention to Commence Large Mining Operations, Intrepid Potash – Wendover LLC, Reilly Wendover, M/045/002, Task ID# 1692, Tooele County, Utah

Dear Mr. York:

The Division has completed a review of your initial response for the Intrepid Potash received February 12, 2007. After reviewing the information, the Division has the following comments that need to be addressed before tentative approval may be granted.

The comments are listed below under the applicable Minerals Rule heading. Send replacement pages to the notice **using redline and strikeout text** and indicate how these are to be incorporated into the current approved plan using the Form-MR-REV-att found on our web page. After the notice is determined technically complete, two clean copies will be requested, one will be returned.

We also ask that: submittals are three hole punched; large format maps are folded and placed in a plastic 8 ½ by 11 sleeve; and binders provided for new notices, revisions, applications, or other changes of 30 pages or more (binders need only be provided once). Applications should not be bound.

If you have any questions in this regard please contact me, Tom Munson (801) 538-5258 or Paul Baker (801) 538-5267 of the Minerals Staff. Thank you for your cooperation in completing this permitting action.

Sincerely,

[Signature]
for Susan M. White
Mining Program Coordinator
Minerals Regulatory Program

SMW:tm:pb

Attachment: Review

cc: Stan Perks, Salt Lake BLM

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SECOND REVIEW OF NOTICE OF INTENTION TO COMMENCE LARGE MINING OPERATIONS

**Intrepid Potash-Wendover, LLC.
Wendover LLC- Potash Mine**

**M/045/002
May 10, 2007**

R647-4-106 - Operation Plan

- 106.5 Existing soil types, location, amount
In the response letter, the operator committed to take soil samples from areas near the plant. This will be done in the spring of 2007. This information will need to be included in the plan prior to approval. (PBB)

R647-4-109 - Impact Assessment

- 109.1 Impacts to surface & groundwater systems
The ground water and surface water monitoring plan has not been included in the mine plan. The recent submittal does state that monitoring data will be collected on a semi-annual basis for monitoring wells, the brackish wells, and the ditch studies. The recent submittal also discusses adding this monitoring plan to the reclamation plan in section 3.1. The Division has not seen the specifics of this monitoring plan and requests a copy for our review prior to approval. The Division would also like to see a commitment to submit the monitoring plan data annually, with submittal of the annual report. (TM)

R647-4-110 - Reclamation Plan

- 110.5 Revegetation planting program
In the response letter, the operator committed to take soil samples from areas near the plant. This will be done in the spring of 2007. This information will need to be included in the plan prior to approval. (PBB)

R647-4-113 - Surety

The surety calculation indicates that a D9 Cat will be used to complete the reclamation of the ditches at the site.

Because of the ground pressure exerted by a D9 Cat, the Division does not agree with the premise that it can be used to complete this task. Intrepid should review the UDOT report on equipment ground pressures when applied on the material found at the salt flats. (DJ)

Because of the seasonal restrictions, the surety should reflect multiple mobilization and demobilizations to reflect limited time that equipment can operate on the flats. (DJ)